## FEDERAL COMMUNICATIONS COMMISSION 445 TWELFTH STREET SW WASHINGTON DC 20554

MEDIA BUREAU AUDIO DIVISION

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August 12, 2014

Patrick R. Pfeiffer Chesterman Communications of Jamestown, Inc. 2400 8 Ave. SW Buffalo Mall Suite D1 Jamestown, ND 58401

Re: Chesterman Communications of Jamestown, Inc.

KSJB(AM), Jamestown, North Dakota Facility Identification Number: 10778

Special Temporary Authority

Dear Mr. Pfeiffer:

This is in reference to the request filed July 22, 2014, on behalf of Chesterman Communications of Jamestown, Inc. ("Chesterman"). Chesterman requests special temporary authority ("STA") to operate station KSJB(AM) with temporary facilities. In support of the request, Chesterman states KSJB(AM) is embarking on a technical update of its transmitting facilities which involves the replacement of all three towers, the phasing and matching equipment and the feed lines. Chesterman requests temporary operation from another antenna structure located on the same property as the AM array. Specifically, KSJB(AM) requests STA to operate on the FM tower of co-owned FM station KSJZ(FM). A temporary non-directional operation is proposed both day and night with a daytime power of 1.25 kilowatts and a nighttime power of 250 watts.

STA requests which involve a change in transmitter site must include four critical elements: (1) Loss of the licensed site must be beyond the licensee's control; (2) STA facilities must continue to provide service to the licensed community; (3) STA facilities must maintain, as closely as practicable, the licensed service area<sup>2</sup> without extending it; (4) STA facilities cannot involve the construction of towers intended for permanent use by the station requesting the STA.

Accordingly, the request for STA is GRANTED. Although KSJB(AM) may not comply with all four of the critical elements, we feel the STA is warranted as the station can continue to serve the public and the proposed operation is from an alternate existing antenna structure but still on the same property. The STA facility is limited to a non-directional daytime power of 215 watts and a non-directional nighttime power of 237 watts in order to protect Canadian station CJWW at Saskatoon, Saskatchewan.

Station KSJB(AM) may operate with the following facilities:

<sup>&</sup>lt;sup>1</sup> KSJB(AM) is licensed for operation on 600 kHz with a power of 5 kilowatts, unlimited hours employing a directional antenna pattern (DA1-U).

<sup>&</sup>lt;sup>2</sup> For AM - 0.5 mV/m contour; for FM - 1.0 mV/m contour.

Geographic coordinates

46° 49′ 07″ N, 98° 42′ 39″ W (NAD 1927)

Frequency

600 KHz

Hours of operation

Unlimited

Operating power

215 watts (daytime), 237 watts (nighttime)

Antenna type

Existing FM tower

Antenna efficiency

240.6 mV/m

It will be necessary to further reduce power or cease operation if complaints of interference are received. KSJB(AM) must notify the Commission when licensed operation is restored. KSJB(AM) must use whatever means are necessary to protect workers and the public from exposure to radio frequency radiation in excess of the Commission's exposure guidelines. See 47 CFR § 1.1310.

This authority expires on November 10, 2014.

STA Advisory: Section 309(f) of the Communications Act of 1934, as amended, authorizes the Commission to grant STA in cases of "extraordinary circumstances requiring temporary authorizations in the public interest and when delay in the institution of the temporary operations would seriously prejudice the public interest." However, Section 309(f) is not a means by which a licensee/permittee may circumvent established processing procedures which require the filing of an application, nor is it a means by which a broadcaster may enhance his facility or make operation more convenient for the broadcaster. Stations operating with less than licensed facilities under temporary authorities can be viewed as receiving the benefit of a larger protection area than that in which they are currently providing service.

Accordingly, Special Temporary Authorities by nature are to be temporary and are not intended for extended use. Licensees of stations operating under temporary authorities are reminded that timely restoration of permanent facilities is the responsibility of the licensee and should be undertaken expeditiously. Any request for extension of special temporary authorities carries an increased burden with each subsequent request.

Therefore, requests for extension of STA will be granted only where the licensee can show that one or more of the following criteria have been met:

- Restoration of licensed facilities is complete and testing is underway;
- Substantial progress has been made during the most recent STA period toward restoration of licensed operation; or
- No progress has been made during the most recent STA period for reasons clearly beyond the licensee's control, and the licensee has taken all possible steps to expeditiously resolve the problem.

Sincerely

Audio Division

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cc: Chesterman Communications of Jamestown, Inc.